

App. No. 10/811,232
Amendment Dated: April 5, 2006
Reply to Office Action of December 14, 2005

REMARKS/ARGUMENTS

In the Office Action mailed December 14, 2005, Claims 1-21 were rejected. Claims 1-21 were rejected under 35 U.S.C. 102(e) as being anticipated by Mathis (Patent Publication Number 2003/0083046). Claims 1, 8, 10 and 15 have been amended. No new matter has been added. In view of the following amendments and remarks, reconsideration and allowance of all pending claims are respectfully requested.

Claim Rejections

Claims 1-21 were rejected by the Office Action under 35 U.S.C. 102(e) as being anticipated by Mathis. The Office Action argues that paragraphs 0005 and 0006 of Mathis disclose the recitations as found within Claim 1. The Applicants respectfully disagree and present the following for consideration.

Paragraph 0005 of Mathis discloses a "multicast distribution of presence information to a plurality of communication devices." Mathis is attempting to reduce network traffic and states that a "server function assigns groups of the plurality of communication devices to multicast addresses in a manner to reduce network traffic. Each multicast address identifies a group of multicast devices among the plurality of communication devices, and the multicast messages include presence information about the group of multicast devices." (paragraph 0005).

In paragraph 0006, Mathis states "connection is established between the plurality of communication devices and a network, and the server function accesses a contact list of each communication device. Each contact list is capable of identifying devices of the plurality of

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communication devices ... The multicast messages include presence information about the group of multicast devices and are directed to devices that desire the presence information about the group of multicast devices." Mathis delivers the presence information such that it is used by the IM application on the device.

The Office Action argues that paragraph 0006 of Mathis discloses "forwarding the IM presence information to the client application when the IM presence information is located, such that the IM presence information is integrated with the client application." Mathis, however, only provides presence information to the IM program on the communication device.

In contrast, amended Claim 1 recites in part "A computer-implemented method for providing Instant Message (IM) presence information through a client application rather than through a client IM application on a mobile device, comprising: receiving a request from the client application for the IM presence information; wherein the client application is not configured as a client IM application." As discussed above, Mathis only provides the presence information to the IM program and not "through a client application rather than through a client IM application on a mobile device."

With regard to Claim 7, the Office Action argues that "Mathis discloses integrating the IM presence information with the client application further comprises publishing the IM presence information in a user interface associated with the client application (which reads on paragraph 0005)." Mathis, however, does not disclose "publishing the IM presence information in a user interface associated with the client application" as recited in Claim 7. Paragraph 0005 of Mathis merely discloses that the communication devices may have contact lists that identify

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other communication devices. Mathis does not discuss "a user interface associated with the client application." Additionally, Mathis does not disclose "forwarding the IM presence information to the client application" wherein "the client application is not configured as a client IM application" as recited in Claim 1. Independent Claim 15 includes similar limitations, albeit different, and is allowable for at least the same reasons.

With regard to Claim 8, the Office Action argues "an application program interface that provides the IM server with access to the client application" reads on paragraph 0006 of Mathis. Paragraph 6 of Mathis, however, only discloses that "the server function accesses a contact list of each communication device." The contact list disclosed within Mathis is a contact list that is associated with the IM program of the communication device.

As amended, Claim 8 recites in part "an application program interface that provides the IM server with access to the client application rather than having to directly communicate with a client IM application." Mathis does not disclose "an application program interface."

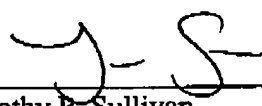
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Conclusion

In view of the foregoing amendments and remarks, all pending claims are believed to be allowable and the application is in condition for allowance. Therefore, a Notice of Allowance is respectfully requested. Should the Examiner have any further issues regarding this application, the Examiner is requested to contact the undersigned attorney for the applicant at the telephone number provided below.

Respectfully submitted,

MERCHANT & GOULD P.C.



Timothy P. Sullivan
Registration No. 47,981
Direct Dial: 206.342.6254

MERCHANT & GOULD P.C.
P. O. Box 2903
Minneapolis, Minnesota 55402-0903
206.342.6200

